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County Employees' Retirement Association,  
Government of Guam Retirement Fund, New  
Orleans Employees' Retirement System and  
Louisiana Sheriffs' Pension and Relief Fund  
And Plaintiffs Public Employees' Retirement  
System of Mississippi and Vermont Pension  
Investment Committee*

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA - SAN FRANCISCO DIVISION

IN RE WELLS FARGO MORTGAGE-  
BACKED CERTIFICATES  
LITIGATION

Civil Action No. 09-cv-01376-SI

CONSOLIDATED CLASS ACTION  
ECF

DECLARATION OF MATTHEW P.  
JUBENVILLE IN SUPPORT OF PLAINTIFFS'  
OPPOSITION TO: (1) THE WELLS FARGO  
DEFENDANTS' AND INDIVIDUAL  
DEFENDANTS' MOTION TO DISMISS THE  
AMENDED COMPLAINT; AND (2) THE  
UNDERWRITER DEFENDANTS' MOTION TO  
DISMISS THE AMENDED COMPLAINT

1 I, MATTHEW P. JUBENVILLE, declare as follows:

2 1. I am an attorney licensed to practice law in the State of California and before this  
3 Court. I am an associate with the law firm of Bernstein Litowitz Berger & Grossmann LLP, counsel  
4 for Lead Plaintiffs Alameda County Employees' Retirement Association, Government of Guam  
5 Retirement Fund, New Orleans Employees' Retirement System and Louisiana Sheriffs' Pension and  
6 Relief Fund, and Plaintiffs Public Employees' Retirement System of Mississippi and Vermont Pension  
7 Investment Committee (collectively, "Plaintiffs"). I submit this declaration in support of the  
8 Plaintiffs' Opposition To: (1) The Wells Fargo Defendants' And Individual Defendants' Motion To  
9 Dismiss The Amended Complaint; and (2) The Underwriter Defendants' Motion To Dismiss The  
10 Amended Complaint. I am familiar with the facts set forth below and able to testify to them.

11 2. Attached as Exhibit A to this declaration is a true and correct copy of the Supplemental  
12 Certification of the Southeastern Pennsylvania Transportation Authority ("SEPTA Supplemental  
13 Certification"). The SEPTA Supplemental Certification replaces, in its entirety, the Certification of  
14 the Southeastern Pennsylvania Transportation Authority, which was originally filed as Exhibit 4 to the  
15 Amended Consolidated Class Action Complaint For Violations Of §§ 11, 12(a)(2) And 15 Of The  
16 Securities Act Of 1933. Dkt. No. 203. The SEPTA Supplemental Certification adds Exhibit A2 to  
17 clarify the par value and proceeds SEPTA received upon the sale of its WFMB 2007-13 Certificates  
18 on May 28, 2009.

19 I declare under penalty of perjury that the foregoing is true and correct and that this  
20 declaration was executed this 16th day of July, 2010.

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23 MATTHEW P. JUBENVILLE  
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# **EXHIBIT A**

**SUPPLEMENTAL CERTIFICATION OF NAMED PLAINTIFF  
PURSUANT TO FEDERAL SECURITIES LAWS**

I, Nicholas J. Staffieri, as General Counsel of the Southeastern Pennsylvania Transit Authority ("SEPTA"), hereby certifies as follows:

1. I am fully authorized to enter into and execute this Supplemental Certification on behalf of SEPTA concerning legal claims asserted in *In Re Wells Fargo Mortgage-Backed Certificates Litigation*, 09-cv-1376-SI (USDC N.D. Cal) ("Action"), involving Wells Fargo and the sale of certain of its Mortgage-Backed Certificates, alleging violations of the federal securities laws.

2. I understand that SEPTA has been included as a named plaintiff and a proposed class representative in the Action. I authorized counsel to file an amended complaint and the papers necessary to include SEPTA as a named plaintiff and a proposed class representative, in this Action.

3. SEPTA did not purchase or otherwise acquire any Wells Fargo Mortgage-Backed Certificates that are the subject of this action at the direction of counsel or in order to participate in this private action or other litigation arising under the federal securities laws.

4. SEPTA is willing to serve as a named plaintiff in this matter and as representative party on behalf of a class, including providing testimony at deposition and trial, if necessary.

5. SEPTA purchased and sold WELLS FARGO MTG 07 13 CL A-9 on the dates and at the prices indicated in the tables, attached hereto as Exhibits A1 and A2.

6. During the three years prior to the date of this certification, SEPTA has sought to serve as a lead plaintiff in the following federal securities class actions: *Garfield v. Openwave Systems, Inc., et al*, Case No. 1:07-cv-0139(SDNY); *In re Michael Baker Corp. Securities Litigation*, No. 08-cv-370 (W.D. Pa.); *Chamberlain v. Reddy Ice Holdings, Inc.*, No. 08-13451 (E.D. Mich.); *In re Level 3 Communications Inc. Securities Litigation*, Civil Case No. 09-cv-200 (D. Colorado); and *Bozeman v. Colonial BancGroup et al*, 2:09-cv-124 (M.D. Ala).

SEPTA is currently serving as a lead plaintiff in the federal securities class action *In re Michael Baker Corp. Securities Litigation*, No. 08-cv-370 (W.D. Pa.)

6. SEPTA will not accept any payment for serving as a lead plaintiff or representative party on behalf of the class beyond its pro rata share of any recovery, except reimbursement of reasonable costs and expenses (including lost wages) directly relating to the representation of the class as ordered or approved by the Court.

I, Nicholas J. Staffieri, declare under penalty of perjury that the foregoing is true and correct.

Executed this 15<sup>th</sup> day of July, 2010.

  
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Nicholas J. Staffieri

# EXHIBIT A1

Transaction Type	Transaction Code	Settle Date	Shares
PURCHASE	B	8/30/2007	150,000.0000
PRINCIPAL PAYMENTS	PD	9/25/2007	-1,357.3000
PRINCIPAL PAYMENTS	PD	10/26/2007	-1,205.2300
PRINCIPAL PAYMENTS	PD	11/26/2007	-248.2000
PRINCIPAL PAYMENTS	PD	12/26/2007	-422.5100
PRINCIPAL PAYMENTS	PD	1/25/2008	-1,050.6100
PRINCIPAL PAYMENTS	PD	2/25/2008	-648.5900
PRINCIPAL PAYMENTS	PD	3/25/2008	-1,438.1300
PRINCIPAL PAYMENTS	PD	4/25/2008	-767.3800
PRINCIPAL PAYMENTS	PD	5/27/2008	-1,527.5400
PRINCIPAL PAYMENTS	PD	6/25/2008	-1,065.5500
PRINCIPAL PAYMENTS	PD	7/25/2008	-1,221.1000
PRINCIPAL PAYMENTS	PD	8/25/2008	-899.2700
PRINCIPAL PAYMENTS	PD	9/25/2008	-651.1500
PRINCIPAL PAYMENTS	PD	10/27/2008	-1,076.4500
PRINCIPAL PAYMENTS	PD	11/25/2008	-982.7000
PRINCIPAL PAYMENTS	PD	12/26/2008	-354.0100
PRINCIPAL PAYMENTS	PD	1/26/2009	-1,107.8300
PRINCIPAL PAYMENTS	PD	2/25/2009	-2,525.1300
PRINCIPAL PAYMENTS	PD	3/25/2009	-3,428.2900
PRINCIPAL PAYMENTS	PD	4/27/2009	-3,819.3900
PRINCIPAL PAYMENTS	PD	5/28/2009	-1,950.4600
SALES	S	5/28/2009	-122,252.4600

# EXHIBIT A2

Southeastern Pennsylvania Transportation Authority

CUSIP: 94985LAJ4

SECURITY NAME: WELLS FARGO MTG 07 13 CL A-9

Trade	Face Value	Par Value	Costs/Proceeds	Date
PURCHASE	150,000.00	94.805	\$142,207.03	8/30/2007
SALE	122,252.46	29.888	\$35,545.14	5/28/2009